



STATE OF WISCONSIN Assembly Journal

Ninety-Eighth Regular Session

6:53 P.M.

TUESDAY, February 13, 2007

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Huebsch in the chair.

Representative J. Fitzgerald asked unanimous consent for a quorum call. Granted.

A quorum was present.

The prayer was offered by Representative Hahn.

Representative Albers led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present – Representatives Albers, Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hahn, Hebl, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Travis, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 97.

Absent with leave – Representatives Gronemus and Pridemore – 2.

Vacancies – None.

LEAVES OF ABSENCE

Representative Honadel asked unanimous consent for a leave of absence for today's session for Representative Pridemore. Granted.

Representative Staskunas asked unanimous consent for a leave of absence for today's session for Representative Gronemus. Granted.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 05–013

Relating to nutrient management on farms and affecting small businesses.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, January 29, 2007.

To committee on **Agriculture**.

Referred on February 12, 2007.

Assembly Clearinghouse Rule 06–111

Relating to commercial fishing open seasons in Lake Michigan for chubs.

Submitted by Department of Natural Resources.

Report received from Agency, February 1, 2007.

To committee on **Natural Resources**.

Referred on February 12, 2007.

Assembly Clearinghouse Rule 06–113

Relating to implementing a woman-owned business certification program, and affecting small business.

Submitted by Department of Commerce.

Report received from Agency, January 26, 2007.

To committee on **Small Business**.

Referred on February 9, 2007.

Assembly Clearinghouse Rule 06–138

Relating to notice to home care consumers and workers and affecting small businesses.

Submitted by Department of Workforce Development.

Report received from Agency, January 31, 2007.

To committee on **Aging and Long Term Care**.

Referred on February 12, 2007.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 14

Relating to: proclaiming May 18, 19, and 20, 2007, Syttende Mai Weekend.

By Representatives Nerison, Hebl, Musser, Kerkman, Hahn, Vos, Albers, Mursau, Jeskewitz, Meyer, Petrowski, Townsend, Gunderson, Owens and M. Williams; cosponsored by Senators Miller, Kapanke, Olsen, Schultz, Risser, Plale, Lassa, Erpenbach and Hansen.

To committee on **Rules**.

Assembly Joint Resolution 15

Relating to: recognizing July 31, the birthday of Nobel Prize-winning economist Milton Friedman, as Milton Friedman Day in the state of Wisconsin.

By Representatives Vukmir, Ziegelbauer, Suder, Fields, Kramer, Jeskewitz, F. Lasee, Gunderson, Hahn, Vos, Lothian, Mursau, Wood, Nass, Townsend, Kleefisch, Kestell, Owens, Stone, M. Williams, Tauchen, Newcomer, Pridemore, Gundrum, Rhoades and Nygren; cosponsored by Senators S. Fitzgerald, Cowles, Olsen, Lazich, Roessler, Grothman, Schultz and Darling.

To committee on **Rules**.

Assembly Joint Resolution 16

Relating to: commending the University of Wisconsin–Madison Badger football team.

By Representatives Black, Hebl, Travis, Pocan, Berceau, Pope–Roberts, Boyle, Kerkman, Newcomer, Mason, Ballweg, Lothian, A. Ott, Hahn, Nass, Bies, Jeskewitz, Gundrum, Molepske, Wieckert, Seidel, Turner, Townsend, LeMahieu, Hintz, Petrowski, Staskunas, Mursau, Smith, J. Ott and Ziegelbauer; cosponsored by Senators Risser, Miller, Erpenbach, Lazich, Olsen, Hansen, Lehman, Decker, Lassa, Darling, Kedzie, Coggs, Roessler, Wirch, Plale, Sullivan and Schultz.

To committee on **Rules**.

Assembly Bill 57

Relating to: disciplinary procedures for certain local law enforcement officers and fire fighters.

By Representatives Bies, Soletski, Albers, Ballweg, Friske, Gunderson, Hahn, Hines, Kerkman, Musser, Seidel, Sheridan, Townsend and Wasserman; cosponsored by Senators Hansen, Lehman, Sullivan and Wirch.

To committee on **Corrections and Courts**.

Assembly Bill 58

Relating to: adding a circuit court branch in Juneau County.

By Representatives Albers, Hahn, Owens, Ballweg and Kaufert; cosponsored by Senator Schultz.

To committee on **Corrections and Courts**.

Assembly Bill 59

Relating to: the operation of all–terrain vehicles on highways for the purpose of certain types of access and granting rule-making authority.

By Representatives Mursau, Musser, Ballweg, Friske, Gunderson, Hines, Jeskewitz, Kaufert, Kleefisch, A. Ott, Owens, Petrowski, Townsend, Vos and M. Williams; cosponsored by Senators Breske, Lassa, Olsen and Schultz.

To committee on **Rural Affairs**.

Assembly Bill 60

Relating to: exempting from taxation retirement plan income received by an individual.

By Representatives Travis, Ziegelbauer, F. Lasee, Sheridan, Berceau, Albers, Hebl, Hubler, Turner, Musser, Boyle and Hahn; cosponsored by Senators Plale and Lassa.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 61

Relating to: acceptance of certain political contributions by certain elective state officials and committees.

By Representatives Gottlieb, Albers, Travis, Bies, Black, Hahn, Jeskewitz, A. Ott, Pocan, Townsend, Van Roy and M. Williams; cosponsored by Senators Harsdorf, Lehman, Cowles, A. Lasee, Leibham and Olsen.

To committee on **Elections and Constitutional Law**.

Assembly Bill 62

Relating to: electric receptacles maintained by the Department of Natural Resources at state park campsites.

By Representatives Gottlieb, J. Ott, Ballweg, Gronemus, Jeskewitz, Kestell, Kerkman, LeMahieu, Lothian, A. Ott, Petrowski and Townsend; cosponsored by Senators Lehman, Breske, Lassa and Leibham.

To committee on **Tourism, Recreation and State Properties**.

Assembly Bill 63

Relating to: Hire a Veteran Week, Veteran Recognition Week, and veterans who volunteer in schools.

By Representatives Wieckert, Musser, Turner, Hines, Petrowski, Berceau, Lothian, Mursau, Albers, Kestell, Jeskewitz, Townsend, Owens, M. Williams, Bies, Gundrum, A. Ott and Nerison; cosponsored by Senators Plale, Sullivan, A. Lasee, Wirch, Kanavas, Breske, Darling, Lassa, Schultz, Roessler and Lazich.

To committee on **Veterans and Military Affairs**.

Assembly Bill 64

Relating to: creating a nonrefundable individual income tax credit for contributions to candidates for elective public office.

By Representatives Wieckert, Zepnick, Vos, Cullen, Hahn, Boyle, Kleefisch, Hebl, Owens, A. Ott, Jeskewitz, Musser and Berceau; cosponsored by Senators Risser, Wirch, Hansen and Schultz.

To committee on **Elections and Constitutional Law**.

Assembly Bill 65

Relating to: creating a nonrefundable individual and corporate income tax credit based on interest received from bonds or notes issued by the Wisconsin Health and Educational Facilities Authority for purposes related to an educational facility and authorizing the Wisconsin Health and Educational Facilities Authority to issue bonds to finance a project undertaken by the Wisconsin Association of Independent Colleges and Universities related to an educational facility.

By Representatives Wieckert, A. Ott, Musser, Hahn, Lothian, Petrowski, Townsend and F. Lasee; cosponsored by Senators Plale, Schultz, Darling and Roessler.

To committee on **Colleges and Universities**.

Assembly Bill 66

Relating to: authorizing the Wisconsin Health and Educational Facilities Authority to issue bonds to finance projects related to cultural facilities.

By Representatives Wieckert, Kaufert, Stone, Schneider, Fields, Ballweg, Albers, Jeskewitz, Lothian, Townsend, Gunderson, Petrowski, Mursau and F. Lasee; cosponsored by Senators Risser, Sullivan, Lassa and Roessler.

To committee on **Tourism, Recreation and State Properties.**

Assembly Bill 67

Relating to: an education tax credit for businesses.

By Representatives Zipperer, Moulton, Bies, Davis, Gronemus, Gundrum, Hahn, Hines, Honadel, Jeskewitz, Kramer, Mursau, Murtha, Nass, Nygren, J. Ott, Petersen, Petrowski, Roth, Strachota, Tauchen, Townsend and Ziegelbauer; cosponsored by Senators Darling, Plale, Kanavas, Leibham, Roessler, Schultz, S. Fitzgerald and Kedzie.

To committee on **Jobs and The Economy.**

Assembly Bill 68

Relating to: temporary alcohol beverage retail licenses.

By Representatives Gottlieb, Wood, Ballweg, Gunderson, Hahn, Hines, Jeskewitz, F. Lasee, Lothian, J. Ott and Townsend; cosponsored by Senators Grothman, Darling, Kanavas and Kedzie.

To committee on **State Affairs.**

Assembly Bill 69

Relating to: registration requirements for professional engineers.

By Representatives Gottlieb, Kerkman, A. Ott and Townsend; cosponsored by Senator Plale.

To committee on **Labor and Industry.**

Assembly Bill 70

Relating to: employment discrimination based on veteran status and employment of veterans in the state civil service, local government, and school districts.

By Representatives Benedict, Musser, Berceau, Gunderson, Albers, Pocan and Turner; cosponsored by Senators Sullivan, Roessler, Lassa and S. Fitzgerald.

To committee on **Labor and Industry.**

Assembly Bill 71

Relating to: requiring that patients be informed of health care facility use charges and that the charges be identified separately on bills.

By Representatives Benedict, Berceau, Boyle, Gunderson, Hahn, Hubler, Molepske, Mursau, Nass, Seidel, Sheridan, Travis and Turner; cosponsored by Senators Lehman, Cogg and Erpenbach.

To committee on **Health and Healthcare Reform.**

COMMITTEE REPORTS

The committee on **Labor and Industry** reports and recommends:

Assembly Bill 31

Relating to: elimination of accumulated sick leave credit program for legislators, justices and judges, and all other state elected officials.

Passage:

Ayes: 5 – Representatives Honadel, Gottlieb, Wieckert, Murtha and Nelson.

Noes: 2 – Representatives Sheridan and Van Akkeren.

To committee on **Rules.**

MARK HONADEL

Chairperson

Committee on Labor and Industry

COMMUNICATIONS

February 9, 2007

The Honorable Jim Doyle
Governor
115 East, State Capitol
Madison, WI 53703

Dear Governor Doyle:

Pursuant to state statute 15.197(24)(a)3, I would like to appoint Representative Tamara Grigsby to the Milwaukee Child Welfare Partnership Council for this session.

Sincerely,

JIM KREUSER

Assembly Democratic Leader

February 9, 2007

The Honorable Jim Doyle
Governor
115 East, State Capitol
Madison, WI 53703

Dear Governor Doyle:

Pursuant to state statute 15.195(4)(em), I would like to appoint Representative Donna Seidel to the Child Abuse and Neglect Prevention Board for this session.

Sincerely,

JIM KREUSER

Assembly Democratic Leader

February 9, 2007

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Chief Clerk Fuller:

I am requesting to be added to 2007 Assembly Bill 48 as a co-sponsor of the bill. The bill was introduced on January 30, 2007 and referred to the Assembly Committee on Transportation where it is currently located.

If you have any questions or concerns please do not hesitate to contact my office. Thank you in advance for your assistance in this matter.

Sincerely,
MARY LAZICH
State Senator
28th Senate District

Speaker Huebsch in the chair.

Speaker Huebsch appointed Representatives Hraychuck and Moulton to escort Governor Jim Doyle from his office to the Assembly Chamber.

The Assembly Sergeant-at-Arms Rick Skindrud announced the arrival of the Honorable Justices of the Wisconsin Supreme Court.

The Assembly Sergeant-at-Arms Rick Skindrud announced the arrival of the members of the Wisconsin State Senate.

JOINT CONVENTION

The houses went into joint convention.

Senate President Risser presiding.

Senator Risser recognized the presence of Chief Justice Shirley Abrahamson, Justice Ann Walsh Bradley, Justice N. Patrick Crooks, Justice David Prosser Jr., and Justice Louis B. Butler Jr. of the Wisconsin Supreme Court; Lieutenant Governor Barbara Lawton, Attorney General J.B. Van Hollen, State Treasurer Dawn Marie Sass and Superintendent of Public Instruction Elizabeth Burmaster.

The Assembly Sergeant-at-Arms Rick Skindrud announced the arrival of Governor Jim Doyle.

Escorted by Senators Decker and Roessler, and Representatives Hraychuck and Moulton, Governor Jim Doyle took his place at the rostrum to deliver his budget address.

Pursuant to Joint Rule 73, the governor's budget address is printed in the Senate journal only.

Representative J. Fitzgerald moved that the joint convention arise.

The question was: Shall the joint convention arise?

Motion carried.

7:56 P.M.

Speaker Huebsch in the chair.

ADJOURNMENT

Representative J. Fitzgerald moved that the Assembly stand adjourned pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

7:57 P.M.